T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

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Date:			07-Apr-07		APPL. S. N:	1	10655698			
To Examiner:			WONG, ALLEN		Art Unit	1	2621			
From			Logan, Rugenia PARALEGAL SPCECI	IALIST	Return This Memo To: Ca Drop-Off Location	ase	JEF-2D68			
SUBJEC	T: Decisio	on on Termina	l Disclaimer(T.D.) file	ed:						
form para or have a	agraphs i any quest	dentified by t ions, please s	his informal memo in see me or the Special	your next O Program Ex	ffice action to notify applications are action to notify applications. THIS IS AN INFOR	cant of th	ee, please use the appropri le T.D. If you disagree FERNAL MEMO ONLY. When your action is com			
	itial, date	and return ti	nis memo to me. THA	NK YOU.						
<u> ~ </u>	The T.D. is PROPER and has been recorded (see 14.23).									
Γ	The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24):									
	The TD fee of has not been submitted nor is there any authorization in the application file use of a deposit account									
	The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01). The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statute double patenting rejection, Rule 321(b) (see 14.27.01).									
							ТУ			
	The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).							minal		
	The person who signed the T.D.:						,			
is not an attorney "of record" (see 14.29 and 14.29.01).										
		f. has	failed to state his/he	er capacity to	sign for the business enti	ity (see	14.28).			
		[is n	ot recognized as an o	officer of the	assignee (see 14.29 & pos	ssible 14	.29.02).			
	C	No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).						d		
	Γ	The T.D. is not signed (see 14.26 & 14.26.03).								
	Г	The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).								
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).								
	_	The period d	isclaimed is incorrect	or not speci	fied (see 14.26, 14.27.02	or 14.26	.03).			
	Γ.	Other:								
			o request refund (see heck this item.	14.36). NO	TE: If already authorized,	credit ref	fund to deposit account			
I have appropriately notified applicant(s) of the status of the Terminal Disclaimer filed in this case.										
Ex.Initials	s:	Dat	e:				Log Date:			

Application Number	Application/Control No.		Applicant(s)/Patent under Reexamination VISCITO ET AL.							
Document Code - DISQ		Internal Do		cument – DO NOT MAIL						
TERMINAL DISCLAIMER	⊠ APPROV			☐ DISAPPROVED						
Date Filed : March 23, 2007	to a Te	t is subject erminal aimer								
Approved/Disapproved by:										
Henry D. Jefferson										

U.S. Patent and Trademark Office

PTC/SB/25(10-00)

Approved for use through 10/31/2002. OMB 0651-031

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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION

Docket Number (Optional) 02CON382P-CIP

In re Application of: Viscito, et al.

Application No.: 10/655,698

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Filed: September 5, 2003

MAR 2 3 2007

For: HYPOTHETICAL REFERENCE DECODER WITH LOW START-UP DELAYS FOR COMPRESSED IMAGE AND VIDEO

The owner*, Conexant Systems, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/600,163, filed on June 19, 2003, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

patent granted on the instant application and is binding upon the grantee, its successors or assigns.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or Imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. X The undersigned is an attorney or agent of recorp

Signature

Farshad Farjami, Esq., Reg. No. 41,014 Typed or printed name

Terminal disclalmer fee under 37 CFR 1.20 (d) is included.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on this amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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